



"Promoting consumer  
choice and innovation  
through advanced  
facilities-based networks."

## BRINGING FULLY COMPETITIVE BROADBAND TO AMERICA<sup>1</sup>

**FILED ELECTRONICALLY**

June 22, 2007

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: *Ex Parte* Presentations on MB Docket No. 05-311

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, Knology submits this notice of an *ex parte* presentation in the above-captioned proceedings.

On June 21, 2007 Felix Boccucci, V.P. Business Development, Knology and I had meetings on behalf of Knology and the Broadband Service Providers Association (BSPA) with William Freeman, Acting Legal Advisor to Commissioner Tate, Cristina Pauze, Legal Advisor to Commissioner McDowell, and Monica Desai, Rosemary Harold, John Norton, Allison Kelly, Mary Beth Murphy, and Holly Saurer of the Media Bureau to discuss the Commission's rulemaking on the Further Notice of Proposed Rulemaking for the current Franchising Proceeding MB Docket No. 05-311.

At these meetings we discussed the comments and reply comments submitted in this proceeding by Knology, The City of Montgomery Alabama, and The City of Huntsville Alabama, and potential implications of franchise rules being considered by the FCC as they might apply to existing competitive franchises as recommended in the Further Notice for Proposed Rulemaking for franchise reform.

Respectfully submitted for,  
**Knology, and**  
**Broadband Service Providers Association**

By: /s/  
John Goodman, Executive Director,  
BSPA

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<sup>1</sup> The current members of BSPA, all of which are last-mile, facilities-based providers, are: Everest Connections, Hiawatha Broadband, Knology, PrairieWave Communications, RCN, and SureWest Communications. BSPA is located at 1601 K Street, NW, Washington, DC 20006. Phone: 202.661.3945

1735 New York Ave., N.W., Suite 700  
Washington, D.C. 20006  
(202) 661-3945

Enclosure Attached

cc: Cristina Chou Pauze, William Freedman, John Norton, Rosemary Harold,  
Allison Kelley, Holly Saurer, Mary Beth Murphy, Monica Desai, Felix  
Boccucci

**Knology, Inc.**  
**Franchising Further Notice, MB Docket No. 05-311**  
**Ex Parte Meetings, June 21, 2007**

- 626 Rules should apply to competitive franchises up for renewal.
- Knology filed comments on April 20, 2007
  - (1) Commission should extend existing rules to competitors to preserve competition.
  - (2) Negotiations have been going on for 2 years in Montgomery, Alabama.
  - (3) City of Montgomery has requested PEG fees per subscriber per month and education and Government access capital support in addition to 5% franchise fee.
  - (4) City of Montgomery rejects the Commission's decision in MB Docket No. 05-311. *See Reply Comments City of Montgomery, May 7, 2007.*
  - (5) The City rejected a franchise consistent with the rules adopted by the Commission for new telephone company entrants. *See Letter from Counsel for the City of Montgomery.*
  - (6) City of Huntsville has alleged timing as a result of requiring Knology to agree to a master telecommunications ordinance not yet complete and approved by the City Council placing Knology in an awkward position from which to negotiate. *See Knology Exparte filing.*